

The only case referenced by attachment is an action from this Court that was dismissed earlier and is currently on appeal in the Sixth Circuit Court of Appeals. Ragan v. Tennessee, et al., Civil No. 3:14-0392 (M.D. Tenn.); Docket Entry No. 15. That case was not litigated in the state

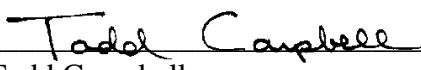
courts of Tennessee. It was, instead, a case in a federal district court.

The plaintiff, therefore, has offered no factual allegations sufficient to state a claim against the State of Tennessee. For that reason, plaintiff's complaint is DENIED and this action is hereby DISMISSED. 28 U.S.C. § 1915A.

An appeal of the judgment rendered herein would not be taken in good faith. Coppedge v. United States, 369 U.S. 438, 445-446 (1962). Therefore, the plaintiff is NOT certified to pursue an appeal of this judgment in forma pauperis. 28 U.S.C. § 1915(a)(3).

Nevertheless, should the plaintiff decide to file a notice of appeal, he must either pay the Clerk of Court the full appellate filing fee of five hundred five dollars (\$505) or submit a new application to proceed in forma pauperis with a certified copy of his inmate trust account statement for the previous six month period. 28 U.S.C. § 1915(a)(1); McGore v. Wrigglesworth, 114 F.3d 601 (6th Cir. 1997).

It is so ORDERED.



Todd Campbell
United States District Judge